

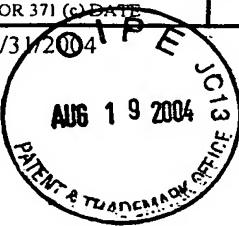


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 P.O. Box 4500  
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/815,556         | 03/31/2004             | James L. Tarpo        | 1775                   |

Larry K. Roberts  
 Law Offices of Larry K. Roberts, Inc.  
 P.O. Box 8569  
 Newport Beach, CA 92658-8569



CONFIRMATION NO. 4975  
 FORMALITIES LETTER



\*OC000000012933478\*

Date Mailed: 06/14/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$187** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$637** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$187**

08/20/2004 BSAYASI1 00000008 10815556

|            |        |    |
|------------|--------|----|
| 01 FC:2001 | 385.00 | OP |
| 02 FC:2051 | 65.00  | OP |
| 03 FC:2201 | 43.00  | OP |
| 04 FC:2202 | 144.00 | OP |

- **\$43** for **1** independent claims over 3.
- **\$144** for **16** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*Taylor*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY



**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
1775

In Re Application Of: TARPO et al.

| Serial No. | Filing Date | Examiner | Group Art Unit |
|------------|-------------|----------|----------------|
| 10/815,556 | 3/31/2004   |          |                |

Invention: **METHOD AND SYSTEM FOR TESTING SPAS**

**Mail Stop Missing Parts**

**TO THE COMMISSIONER FOR PATENTS:**

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

6/14/2004

*Date*

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.

1 verified small entity declaration(s)

- is/are attached.
- was/were filed on \_\_\_\_\_
- A separate request for refund.

Other (list):

Power of Attorney by Assignee  
Assignment  
Assignment Recordation Cover Sheet  
Check for \$40  
Check for \$637

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
1775

In Re Application Of: TARPO et al.

Serial No.  
10/815,556

Filing Date  
3/31/2004

Examiner

Group Art Unit  
2857

Invention: **METHOD AND SYSTEM FOR TESTING SPAS**

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

Completion of application fees as calculated below:

|   |                 |
|---|-----------------|
| <input checked="" type="checkbox"/> Utility application filing fee  | <u>\$385.00</u> |
| <input type="checkbox"/> Design application filing fee  | <u> </u>        |
| <input checked="" type="checkbox"/> Total number of independent claims = <u>4</u>   | <u>\$43.00</u>  |
| <input checked="" type="checkbox"/> Total number of claims = <u>36</u>  | <u>\$144.00</u> |
| <input type="checkbox"/> Multiple dependent claims  | <u> </u>        |
| <input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath | <u>\$65.00</u>  |
| <input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor               | <u> </u>        |
| <input type="checkbox"/> Fee for processing an application filed with a non-English language specification                      | <u> </u>        |
| <input type="checkbox"/> Fee for processing and retention of application  | <u> </u>        |
| <b>Total completion of application fees</b> <u>\$637.00</u>   |                 |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month       Two months       Three months       Four months       Five months

from: \_\_\_\_\_

*Date*

until: \_\_\_\_\_

*Date*

**Total time extension fees** \_\_\_\_\_

**Total fees due** \_\_\_\_\_

**\$637.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
**1775**

In Re Application Of: **TARPO et al.**

Serial No.  
**10/815,556**

Filing Date  
**3/31/2004**

Examiner

Group Art Unit  
**2857**

Invention: **METHOD AND SYSTEM FOR TESTING SPAS**

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

The fee of **\$637.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **18-1593**
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **18-1593**

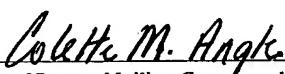


*Larry K. Roberts*  
Signature

Dated: **August 16, 2004**

**Larry K. Roberts**  
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Facsimile: (949) 640-1206

I certify that this document and fee is being deposited on **8/16/2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



*Colette M. Angle*

*Signature of Person Mailing Correspondence*

cc:

**Colette M. Angle**

*Typed or Printed Name of Person Mailing Correspondence*